

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FORMAL PETITION OF SOUTH CENTRAL BELL)	
TELEPHONE COMPANY FOR CONFIDENTIAL)	
TREATMENT OF ITS SPECIAL SERVICE CONTRACT)	CASE NO. 90-255
WITH THE UNIVERSITY OF LOUISVILLE FOR)	
T-1 TERMINATION INTO AN ANALOG ESSX)	

O R D E R

This matter arising upon motion of South Central Bell Telephone Company ("South Central Bell") filed September 27, 1990 for rehearing of the Commission's Order of September 20, 1990 denying South Central Bell's petition for confidential protection of the cost support data developed in connection with a Special Arrangement Contract with the University of Louisville for a T-1 Termination into an Analog ESSX, on the grounds that disclosure of the information is likely to cause South Central Bell competitive injury, and it appearing to this Commission as follows:

By Order entered September 20, 1990, the Commission denied South Central Bell's petition for confidential protection of the cost support data developed in connection with a Special Arrangement Contract with the University of Louisville for ESSX service. In denying protection, the Commission found that while it was technically possible for customers of ESSX service to use PBX, or even totally bypass South Central Bell, such use was highly unlikely and that there were no potential competitors for the service.

Upon re-examination of the petition, the Commission concludes that there may be situations where ESSX service would compete with services provided by PBX equipment and in those instances, the information sought to be protected would be of substantial benefit to providers of PBX equipment. Therefore, the information should be protected from disclosure and the petition for confidential protection should be granted.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

1. The cost support data developed in connection with a Special Arrangement Contract with the University of Louisville for a T-1 Termination into an Analog ESSX, which South Central Bell has petitioned be withheld from public disclosure, shall be held and retained by this Commission as confidential and shall not be open for public inspection.

2. South Central Bell shall, within 10 days of the date of this Order, file an edited copy of the contract with the confidential material obscured for inclusion in a public record, with copies to all parties of record.

Done at Frankfort, Kentucky, this 17th day of October, 1990.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director